

The Honorable Robert J. Bryan

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON**

STATE OF WASHINGTON,

CIVIL ACTION NO. 3:17-cv-05806-RJB

Plaintiff,

DECLARATION OF LA ROND
BAKER IN SUPPORT OF
PLAINTIFF'S MOTION TO
COMPEL DISCOVERY

THE GEO GROUP, INC.,

Defendant.

Pursuant to 28 U.S.C. § 1746(2) I, La Rond Baker, state and declare as follows:

1. I am over 18 years of age, have personal knowledge of and competent to testify about the matters contained herein.
 2. I am an Assistant Attorney General for the State of Washington, and make this declaration as a representative of the State of Washington in support of Washington's Motion to Compel Discovery.
 3. Attached hereto as **Baker Declaration Exhibit A** is a true and correct copy of a meet and confer letter dated April 21, 2018 from Andrea D'Ambra, in response to two letters from me: (1) dated March 21, 2018 regarding The GEO Group, Inc. (GEO)'s proposed 30 (b) (6) deposition topics and *subpoena duces tecum* requests and (2) April 16, 2018 concerning GEO's responses to Washington's First Interrogatories and Requests for Production.

- 1 4. Attached hereto as **Baker Declaration Exhibit B** is a true and correct copy of a meet
2 and confer letter from Andrea D'Ambra responding to Washington's May 2, 2018
3 correspondence confirming the parties' understanding of the agreements arrived at
4 during the April 30, 2018 meet and confer call.
- 5 5. Attached hereto as **Baker Declaration Exhibit C** is a true and correct copy of letter
6 from Andrea D'Ambra, dated June 13, 2018, following up on June 12, 2018 meet and
7 confer telephone discussion and emails regarding the protective order and GEO's
8 document production.
- 9 6. Attached hereto as **Baker Declaration Exhibit D** is a true and correct copy of a letter
10 from me, dated June 14, 2018, responding to Ms. D'Ambra's June 13, 2018 letter
11 regarding the Protective Order and GEO's delays in providing Washington with
12 responsive documents.
- 13 7. Attached hereto as **Baker Declaration Exhibit E** is a true and correct copy of a letter
14 from Andrea D'Ambra, dated June 18, 2018, following up on a meet and confer call
15 held on June 15, 2018.
- 16 8. Attached hereto as **Baker Declaration Exhibit F** is a true and correct copy of Defendant
17 The GEO Group, Inc.'s Responses to Plaintiff State of Washington's First Requests for
18 Production.
- 19 9. On June 12, 2018, the parties held a telephonic conference about GEO's deficient
20 document production and its withholding of responsive documents. During this meeting,
21 counsel for GEO informed us that although it had not yet provided documents to ICE
22 for review, it had 5,000 responsive documents it planned on providing to ICE in the next
23 week and another 15,000 responsive documents it planned on producing to ICE at some
24 point in the future.

1 10. In the June 12, 2018 telephone conference, counsel for GEO informed us that ICE did
2 not have an agreed upon review protocol in place for documents GEO intended to give
3 to ICE for its review. Counsel for GEO also informed us that it was uncertain how long
4 it would take ICE to review documents responsive to Washington's discovery requests
5 or when Washington could anticipate receiving such documents, noting it could take up
6 to six months.

7 11. On June 15, 2018, we held our last meet and confer telephone conference with counsel
8 for GEO and agreed that we were at an impasse regarding the issues raised in this motion
9 to compel. During that call, counsel for GEO also informed Washington that the only
10 remaining documents it would produce without ICE review were staffing plans, internal
11 GEO audits, GEO job descriptions, and any GEO policies that have not as of yet been
12 produced.

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15 I declare under penalty of perjury that the foregoing is true and accurate.

16 Executed this 21st day of June, 2018, in Seattle, Washington.

17 s/ La Rond Baker
18 LA ROND BAKER, WSBA No. 43610

1 **CERTIFICATE OF SERVICE**

2 I hereby certify that the foregoing document was electronically filed with the United
3 States District Court using the CM/ECF system. I certify that all participants in the case are
4 registered CM/ECF users and that service will be accomplished by the appellate CM/ECF
5 system.

6 June 21, 2018

7 s/ *La Rond Baker*
8 La Rond Baker

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